

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty's Dkt. KUMAZAWA

1AP7 Rec'd PCT/PTO 07 AUG 2006

In re Application of:  
Yoshio KUMAZAWA, et al  
Serial No. 10/553,696  
IA Filing Date: February 21, 2005  
For: A CELL ACTIVATOR

Application Division  
ATTN: PCT  
Washington, D.C.  
Confirmation No. 2023  
Date: August 7, 2006

LATE SUBMISSION OF DECLARATION AND/OR TRANSLATION IN APPLICATION FILED UNDER 35 USC 371

U.S. Patent and Trademark Office  
Customer Service Window  
Randolph Building, Mail Stop Missing Parts  
401 Dulany Street  
Alexandria, VA 22314

Sir:

The present communication is in response to the "NOTICE OF MISSING REQUIREMENTS UNDER 35 USC 371..." dated June 7, 2006. Attached hereto is/are:

- ☒ An executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, PCT information and priority information.
- ☒ An exact English language translation of the PCT application as originally filed, replacing the previously filed translation.  
[ ] Exact English language translation of the Annexes to the International Preliminary Examination Report containing substitute pages \_\_\_\_ of the specification and new claims \_\_\_\_ to be used for examination.
- ☒ A Preliminary Amendment
- [ ] Copy of the "Sequence Listing" in computer readable form (CRF) and statement that contents of the CRF are the same as the paper copy.
- ☒ An Information Disclosure Statement with 08A- 1449 and 17 references.
- ☒ Additional fees as calculated below:

Surcharge of \$130.00 for furnishing the oath or declaration later than [ ] 20 [X] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$130.00
Number of each additional 50 pages or fraction thereof (round up to a whole number)		RATE
		X \$250.00
Number of Claims Previously Paid For	Number of Extra Claims	Rate
28- 20 =	8	X \$ 50.00
2- 3 =		X \$200.00
Multiple Dependent Claims (if applicable)		+ \$360.00
TOTAL OF ABOVE CALCULATIONS		\$530.00
Reduction of 1/2 for filing by small entity, if applicable. Applicant claims small entity status. See 37 CFR 1.27.		<\$ >
SUBTOTAL		\$530.00
Processing fee of \$130.00 for late furnishing of the English translation.		\$
TOTAL NATIONAL FEE		\$530.00

Adjustment date: 08/25/2006 SAHHED1  
08/10/2006 Processing fee of \$130.00 for late furnishing of the English translation.  
01 FC:1617 -130.00 OP

- [ ] Surcharge for late filing of the Declaration was paid on \_\_\_\_
- [ ] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Refund Ref: 0030034083  
08/25/2006 Small Entity

Response Filed Within  
[ ] First - \$ 60.00  
[ ] Second - \$130.225.00  
[ ] Third - \$ 510.00  
[ ] Fourth - \$ 795.00  
[ ] Fifth - \$1,080.00

Am Exp.: XXYYXXYYF04  
month after time period set

08/25/2006 Total fees enclosed: \$530.00 10553695

01 FC:1617 Credit Card Payment Form, PTO-2038, authorizing payment the amount of \$530.00 is enclosed to cover the above fees.  
01 FC:1617 Conditional Petition for Extension of Time:

- ☒ If any extension of time for a response is required, applicant requests that this be considered a petition therefor.
- ☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

08/10/2006 GFREY1 00000018 10553695

01 FC:1617 -130.00 OP  
02 FC:1615 400.00 OP

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